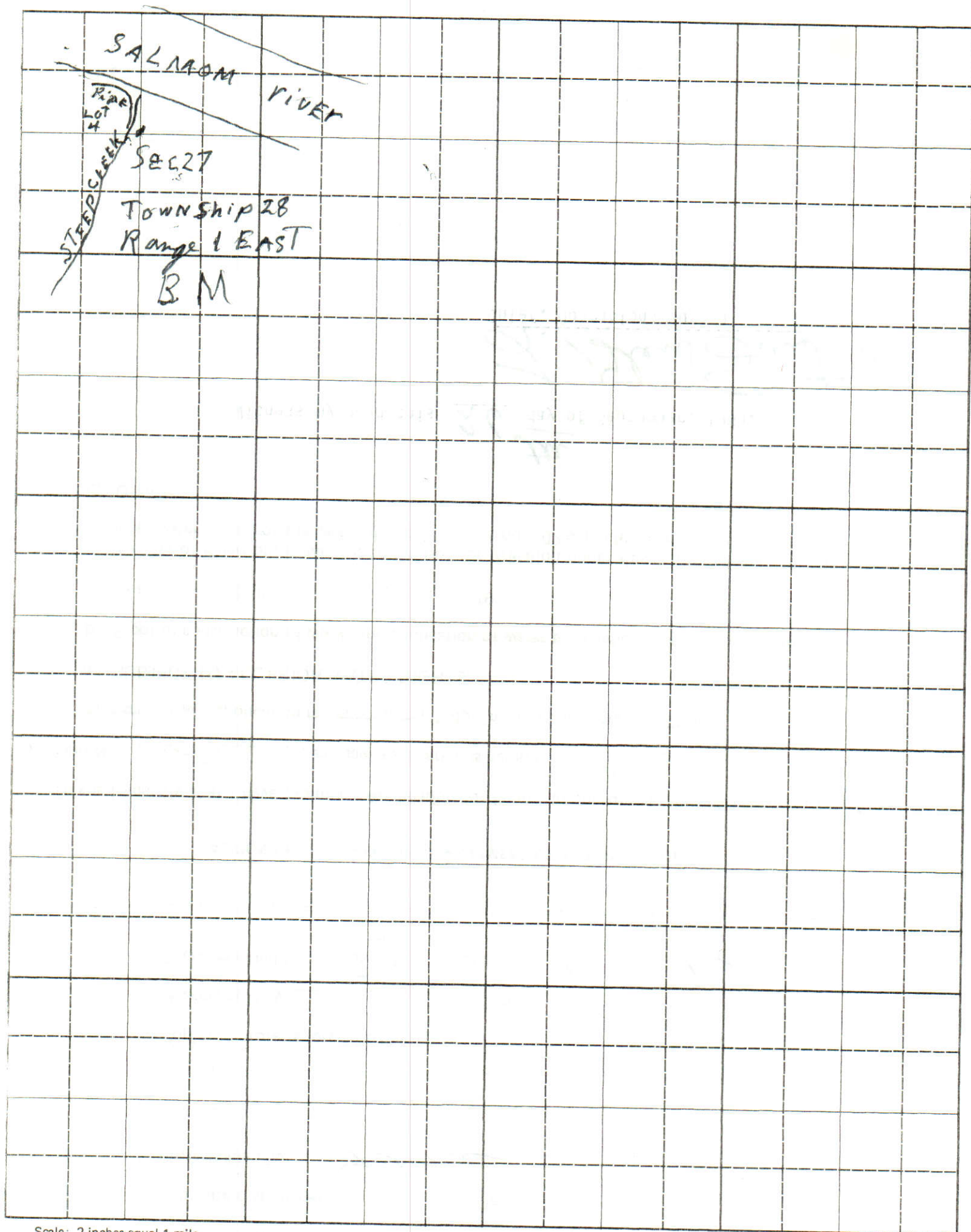


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Ned D. Witt, Evelyn D. Witt
(Applicant)

MICROFILMED

The Owyhee Avalanche

P.O. BOX 97

HOMEDALE, IDAHO 83628

208/337-4681

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
)ss.
COUNTY OF OWYHEE)

I, Joe E Aman, being first duly sworn, depose and say:

1. That I am a citizen of the United States of America, and at all times hereinafter mentioned was and now am over the age of twenty-one years, not a party to nor interested in the proceedings hereinafter mentioned.

2. That during the time of the publication of the notice hereinafter mentioned, I was and now am the publisher of **The Owyhee Avalanche**, a newspaper of general circulation printed and published weekly, Wednesday of each and every week, in the City of Homedale and County of Owyhee and State of Idaho.

3. That the said **The Owyhee Avalanche**, a continuation of the Owyhee Chronicle and the Owyhee Nugget, has been printed and published continuously and uninterruptedly in said County during a period of seventy-eight weeks prior to the first publication of the attached notice.

4. That said notice of which a printed copy, taken from said newspaper, is hereto affixed, was published in the regular issue thereof, and not in a supplement thereto, in said newspaper, in two (2) (consecutive) calendar weekly issue(s) of said newspaper, in the following date(s):

..... July 31, 1985

..... August 7, 1985

.....

.....

.....

.....

.....

.....

.....

(Signed)..... *Joe E Aman*

Subscribed and sworn to before me this.....7th.....day of.....August.....
A.D., 19.....85

..... *Clara E. Brannan*

Notary Public in and for the State of Idaho,

residing at.....Homedale, Idaho.....

My commission expires.....March 26, 1988.....

NOTICE OF CORRECTION *VSP*

Notice is hereby given that notice of Application for a Water Right Permit No. 79-7159 in the name of De Witt, Neal &/or Evelyn was published in error on June 19 and June 26, 1985.

The point of diversion was advertised as being within Lot 4 (SWNW) Sec 27 T 28N R 01E.

WHEREAS, the actual point of diversion is within Lot 4 (SENW) Sec 27 T 28N R 01E.

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Department of Water Resources, Western Region, Statehouse, Boise, ID 83720 on or before August 19, 1985.

A. Kenneth Dunn
Director

Publish July 31, August 7, 1985 2t

RECEIVED

SEP 6 1985

Department of Water Resources
Western Regional Office

MICROFILMED

**NOTICE OF APPLICATION
FOR WATER RIGHT**

The following application(s) have been filed to appropriate the public waters of the State of Idaho:

79-7159 *V/S*

DE WITT, NEAL & or EVELYN
P.O. BOX 217, WHITE BIRD, ID
83554

Source: BRACKET GULCH trib. to
SALMON RIVER

Date Filed: 06-04-1985

Diversion Pt: LOT 04 (S~~W~~NW) Sec
27 T 28N R 01E

Use: IRRIGATION (0.16 CFS)

In: SENW Sec 27 T 28N R 01E FOR 8
ACRES.

79-7160

DE WITT NEAL & or EVELYN
P.O. BOX 217, WHITE BIRD, ID
83554

Source: GROUNDWATER

Date Filed: 06-04-1985

Diversion Pt: LOT 04 (SENW) Sec
27 T 28N R 01E

Use: DOMESTIC (0.05 CFS)

In: LOT 04 (SENW) Sec 27 T 28N R
01E.

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Western Region, Statehouse, Boise, Idaho 83720 on or before JULY 8, 1985.

KEN DUNN, Dir.

Published 06-19 & 06-26-85.

J19-26

AFFIDAVIT OF PUBLICATION

Charlotte Sotin

being first duly

sworn, says he is the Bookkeeper
of the IDAHO COUNTY FREE PRESS, a weekly newspaper which is published and issued weekly at Grangeville, Idaho County, State of Idaho, and which is of general circulation in said county and state; that the said notice, of which the one hereto attached is a true copy, was published in said paper for two weeks, being published two times, the first publication being on the 19th day of June, 19 85, and the last publication on the 26th day of June, 19 85; and that the said notice was published in the newspaper proper and not a supplement; that said newspaper has been continuously and uninterruptedly published in said county during a period of more than seventy-eight consecutive weeks prior to the first publication of said notice or advertisement.

Charlotte Sotin

Subscribed and sworn to before me this 26th day of June, 19 85.

[Signature]

Notary Public

for State of Idaho, residing at Grangeville, Idaho.

RECEIVED
JUL 1 1985

Department of Water Resources
Western Regional Office

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

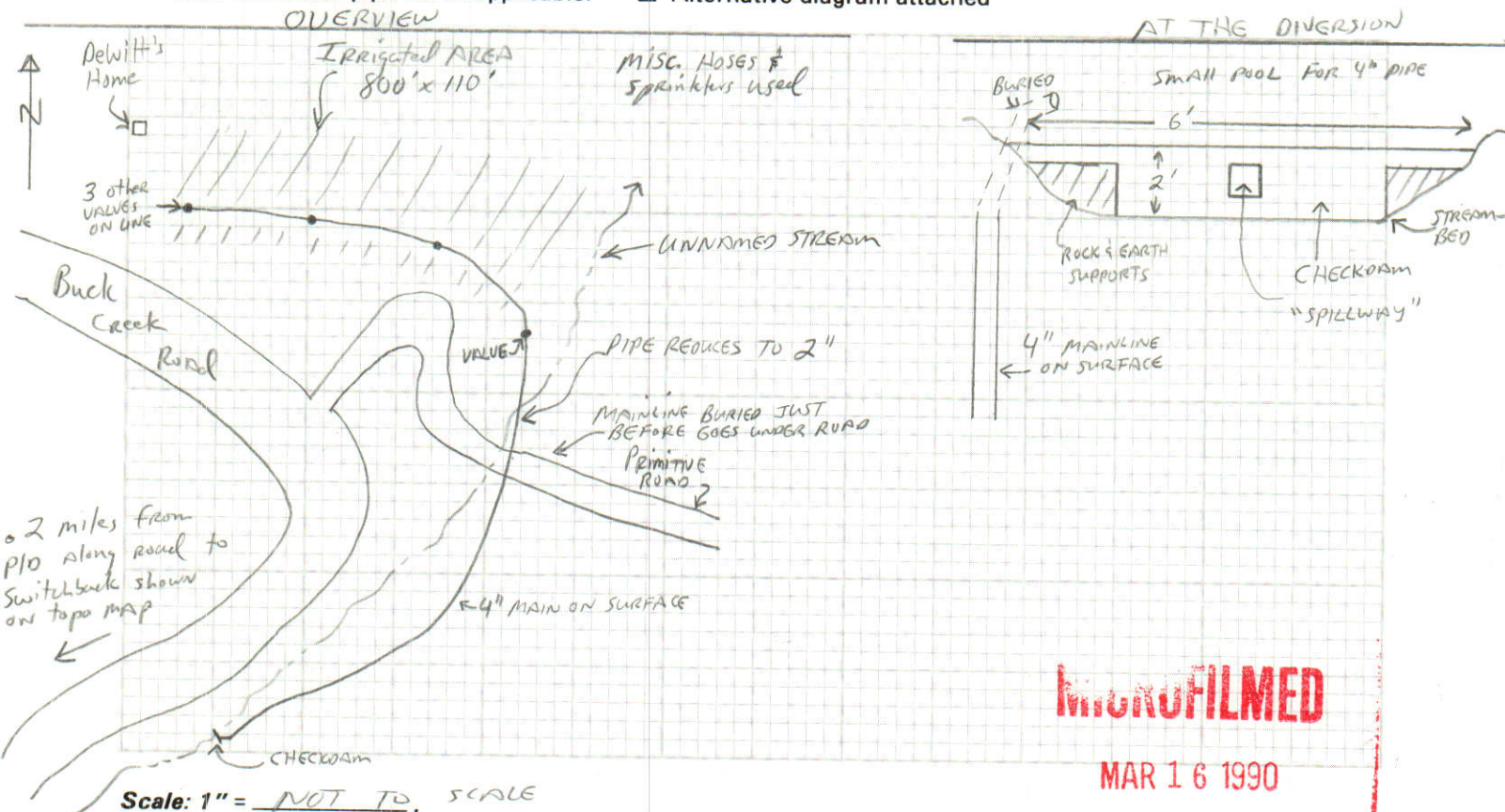
1. Owner: Neal and/or Evelyn DeWitt Permit No. 79-7159
Current Address: Box 217 Whitebird, Id. 83554 Phone No. 839-2245
2. Accompanied by: Evelyn DeWitt EXAM. DATE: 7/20/87
Address: Same Phone No. Same
Relationship to Permit Holder: Co-owner
3. Source: BRACKET GULCH tributary to Salmon River

B. OVERLAP REVIEW

1. Other water rights with same place of use: 79-7160, 79-2075
☐ Copies Attached N/A
2. Other water rights with same point of diversion: NONE
☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

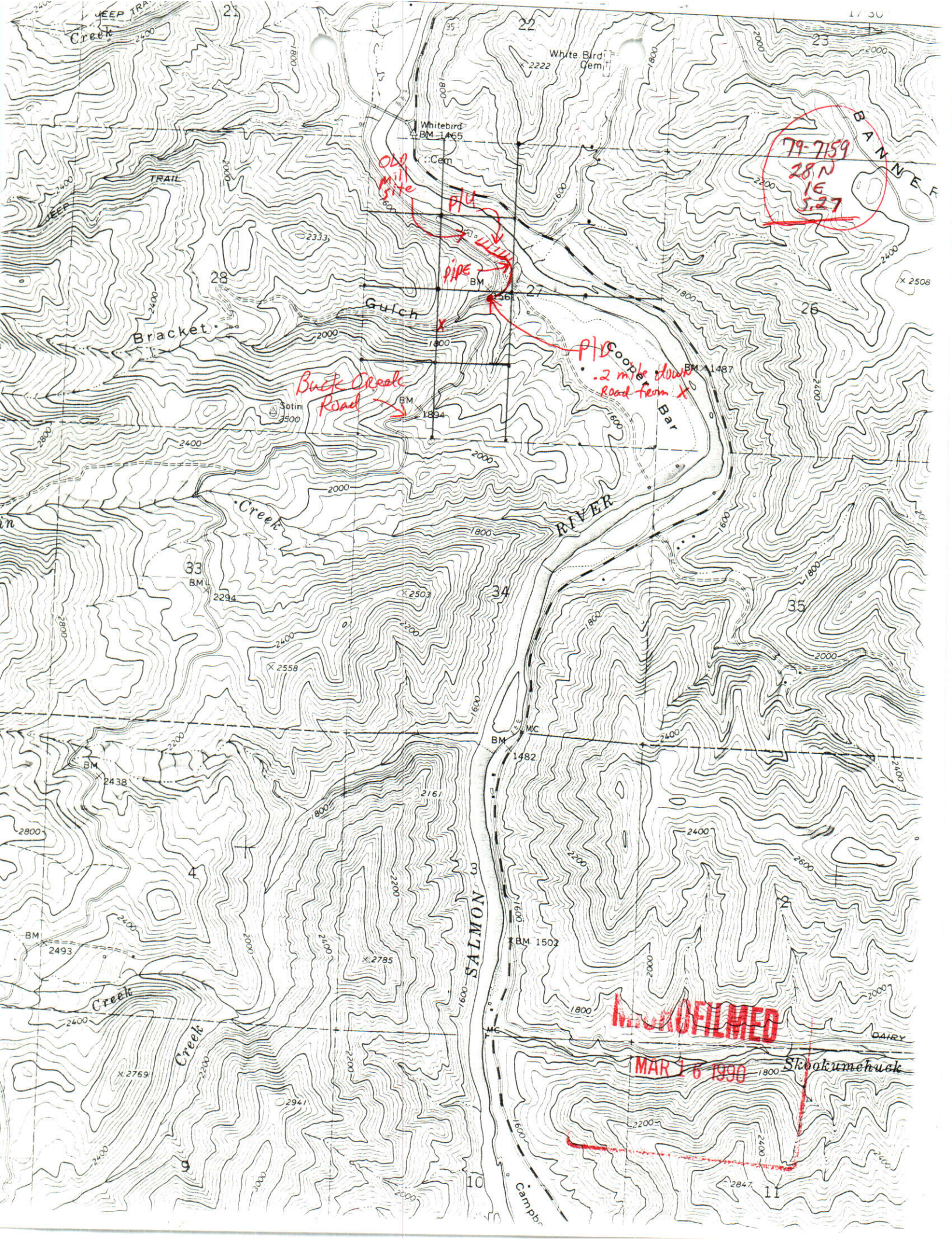
1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



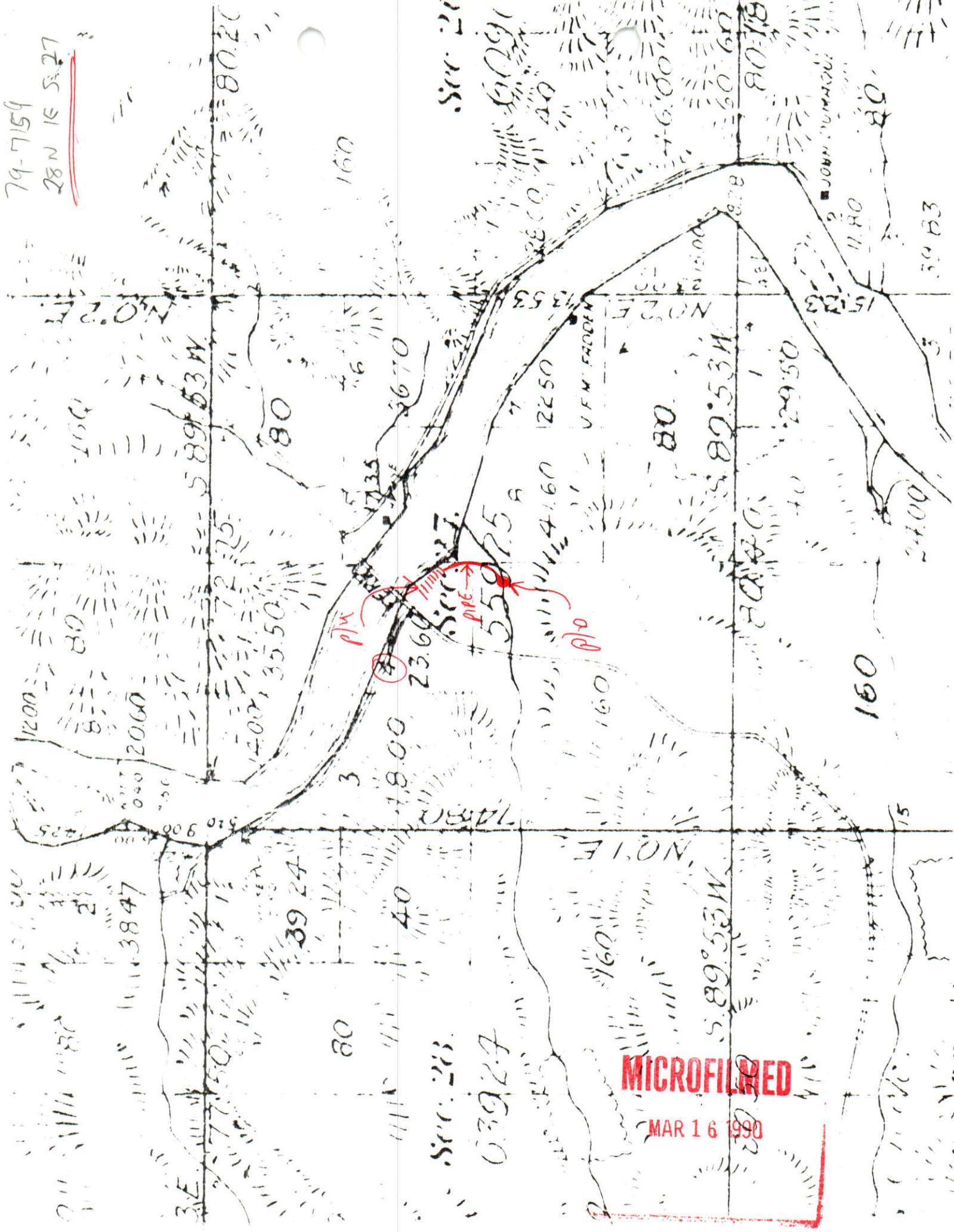
MICROFILMED

MAR 16 1990

2. ☒ Copy of U.S.G.S. Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).
☒ Photo of Diversion and System Attached (required for all but single household domestic groundwater, and stockwater).
☐ Aerial Photo Attached (required for irrigation of 10 acres or more).



79-7154
28N 15 S 27



MICROFILMED

MAR 16 1990

79- 7159



P/D

unnamed stream
in Bracket gulch,
located just west
of Cooper Bar,
Salmon River area.



FILED
MAR 16 1990

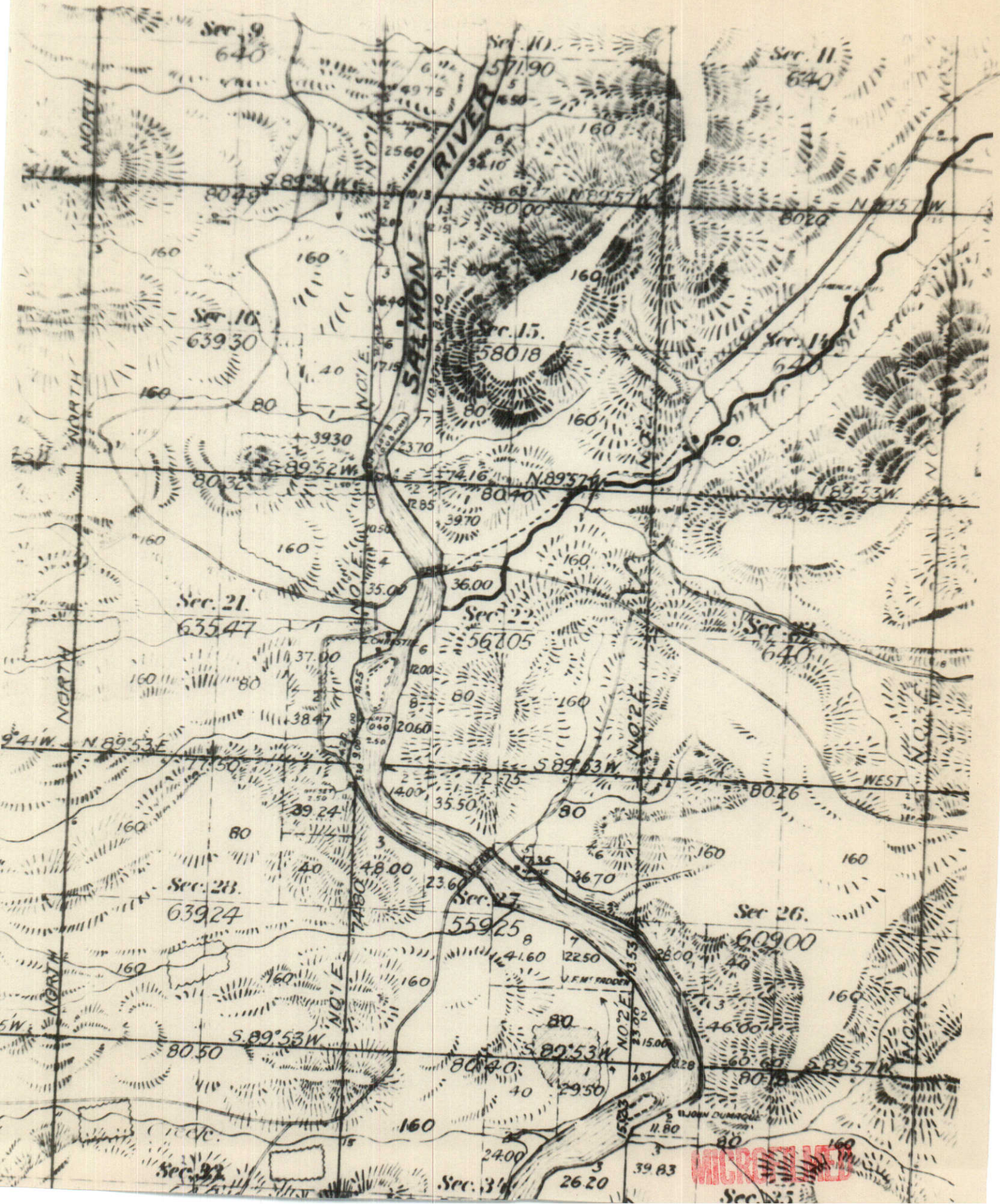
P/U

Looking NW at
approx. 2 acres* of
grass, trees, shrubs
irrigated from
stream.

DeWitt house is
shown in background;
Salmon River is to
right.

*rest of land is
behind viewer

28N-1E



State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 79-07159

Priority: June 26, 1985

Maximum Diversion Rate:

0.04 CFS

Maximum Diversion Volume:¹

8.0 AF

This is to certify, that NEAL DE WITT
EVELYN DE WITT

P.O. BOX 217

WHITE BIRD, ID 83554

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated June 4, 1985; and has submitted Proof of Beneficial Use on October 10, 1985. An examination indicates that the works have a diversion capacity of .040 cfs of water from:

BRACKET GULCH

tributary to SALMON RIVER

source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
-----------------------	----------------------	--------------------------	----------------------

IRRIGATION	04/01 to 10/31	0.04 CFS	8.0 AF
------------	----------------	----------	--------

LOCATION OF POINT(S) OF DIVERSION:

NESW , Sec. 27, Township 28N, Range 01E
IDAHO County

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
28N 01E 27 LOT 4(SENW) 2				2

Total number of acres irrigated: 2

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to reflect cropping patterns or acceptable standards of water delivery efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.

MICROFILMED

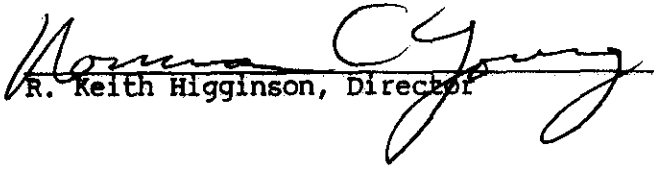
MAR 16 1990

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE
WATER RIGHT NO. 79-07159

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 29TH
day of NOVEMBER, 1989.

Acting for


R. Keith Higginson, Director

MICROFILMED

MAR 16 1990

State of Idaho
Department of Water Resources

RECEIVED
NOV 16 1989

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 79-07159

Department of Water Resources

Date of Priority: June 26, 1985

Maximum Diversion Rate: 0.04 CFS
Maximum Diversion Volume: 1 8.0 AF

Comes now

NEAL DE WITT
EVELYN DE WITT

P.O. BOX 217
WHITE BIRD, ID 83554

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 79-07159, and requests that the permit be changed as follows:

Source: BRACKET GULCH

tributary to SALMON RIVER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	0.04 CFS	8.0 AF

LOCATION OF POINT(S) OF DIVERSION:

NESW, Sec. 27, Township 28N, Range 01E
IDAHO County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
28N	01E	27	LOT 4 (SE	4 (SE	4 (SE	2

Total number of acres irrigated: 2

MICROFILMED

MAR 16 1990

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at White Bird, ID, this 14 day of Nov, 1989.

Evelyn De Witt
(Signature)

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 79-07159

FOR DEPARTMENT USE ONLY

#C012897

Preliminary check by KW Fee = \$20.00 ✓ Received by D.K. Date 11-17-89

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, R. Keith Higginson, of the Department of Water Resources hereby approve the above Application for Amendment for Permit No. 79-07159 with the following;

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to reflect cropping patterns or acceptable standards of water delivery efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

Witness my hand this 29TH day of NOVEMBER, 1989.

Norman C. Young
Acting for R. Keith Higginson, Director

MICROFILMED

MAR 16 1990

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF PERMIT	)	
	)	
NO. 79-7159 IN THE NAME OF	)	ORDER ADVANCING
	)	DATE OF PRIORITY
NEAL & EVELYN DE WITT	)	
	)	

This matter having come before the Department of Water Resources (Department) as a result of preparing Permit No. 79-7159 for issuance of a license, the Department finds, concludes and orders:

FINDINGS OF FACT

1. The Department approved Application for Permit No. 79-7159 to appropriate the public waters of the State of Idaho with a proposed priority of JUNE 04, 1985.
2. On APRIL 10, 1987 the Department advised the permit holder that a license examination fee was required before an examination could be conducted to confirm the extent of use developed under the permit. The examination fee was due on JUNE 09, 1987.
3. The license examination fee was received on JULY 01, 1987, 22 day(s) late.

RECEIVED

MAR 16 1990

CONCLUSIONS OF LAW

1. The Director may advance the priority date of the permit one day for each day the license examination fee is late, pursuant to the provisions of Section 42-217, Idaho Code.

2. The date of priority of Permit No. 79-7159 should be advanced 22 day(s).

ORDER

IT IS HEREBY ORDERED that the date of priority of Permit No. 79-7159 is advanced to JUNE 26, 1985.

Dated this 7th day of November, 1989.

J. Glen Saylor
Chief, Water Allocation Bureau

MICROFILMED

MAR 16 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant Neal DeWitt-Evelyn DeWitt Phone 208-839-2245
Post office address Box 217, White Bird, Id 83554
2. Source of water supply Bracket Gulch which is a tributary of Salmon River
(SC No. FROM NWP- R 4/83)
3. Location of point of diversion is SE $\frac{1}{4}$ of Lot 4 $\frac{1}{4}$ of Section 27 Township 28 N
Range 1 East B.M. Idaho County, additional points of diversion if any: none

4. Water will be used for the following purposes:

Amount .16 for irrigation purposes from April-1 to Oct 31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

- a. .16 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

- a. Description of ditches, flumes, pumps, headgates, etc. Headgate - pipeline

- b. Height of storage dam _____ feet, active reservoir capacity none acre-feet; total reservoir capacity _____ acre-feet, materials used in storage dam: _____

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

- c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 1 years (minimum 1 year - maximum 5 years).

8. Description of proposed uses:

- a. If water is not for irrigation:

(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M.

(2) Amount of power to be generated: _____ horsepower under _____ feet of head.

(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be supplied with domestic water _____.

(5) If water is to be used for other purposes describe: _____

MICROFILMED

b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

Total number of acres to be irrigated 8 acres

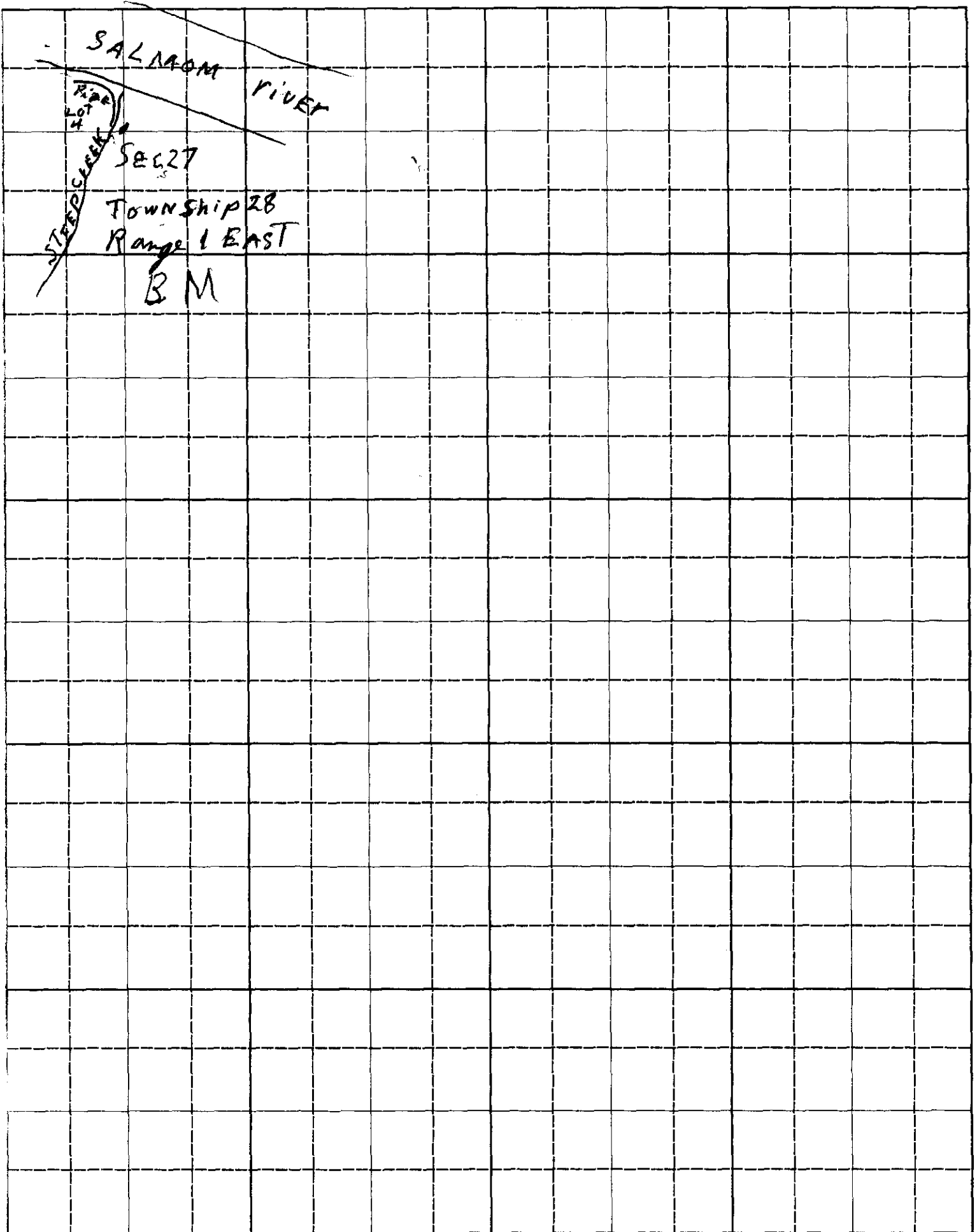
c. Describe any other water rights used for the same purposes as described above.

b. Who owns the land to be irrigated or place of use Neal DelWitt - Evelyn DelWitt

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing

10. Remarks

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

R. D. Witt, Evelyn D. Witt
(Applicant)

MICROFILMED

MICROFILMED

Proposed Priority 6/4/85

Received by MR Date 6/4/85 Time 1:25 PM

Preliminary check by _____ Fee \$ 30⁰⁰ 360⁰⁰

Receipted by AP Date 6.10/85

Publication prepared by jp Date 6/13/85

Published in Idaho County Free Press

Publication dates 6/19 & 6/26/85 correction
7/31 & 8/1/85

Publication approved AP Date 9/9/85

Protests filed by: none

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by DBT KW

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 79-7159, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before October 1, 19 86.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. Other:

Witness my hand this 26th day of September, 1985.

J. Glen Saylor
Chief, Operations Bureau

The Owyhee Avalanche

P.O. BOX 97

HOMEDALE, IDAHO 83628

208/337-4681

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
)ss.
COUNTY OF OWYHEE)

I, Joe E Aman, being first duly sworn, depose and say:

1. That I am a citizen of the United States of America, and at all times hereinafter mentioned was and now am over the age of twenty-one years, not a party to nor interested in the proceedings hereinafter mentioned.

2. That during the time of the publication of the notice hereinafter mentioned, I was and now am the publisher of The Owyhee Avalanche, a newspaper of general circulation printed and published weekly, Wednesday of each and every week, in the City of Homedale and County of Owyhee and State of Idaho.

3. That the said The Owyhee Avalanche, a continuation of the Owyhee Chronicle and the Owyhee Nugget, has been printed and published continuously and uninterruptedly in said County during a period of seventy-eight weeks prior to the first publication of the attached notice.

4. That said notice of which a printed copy, taken from said newspaper, is hereto affixed, was published in the regular issue thereof, and not in a supplement thereto, in said newspaper, in two (2) (consecutive) calendar weekly issue(s) of said newspaper, in the following date(s):

..... July 31, 1985

..... August 7, 1985

.....

.....

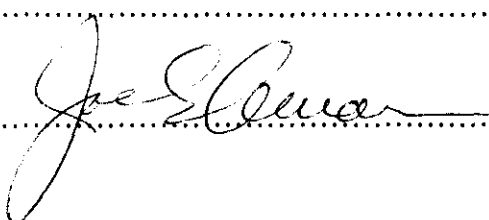
.....

.....

.....

.....

(Signed)



Subscribed and sworn to before me this.....7th.....day of.....August.....
A.D., 19.....85

.....
Notary Public in and for the State of Idaho,

residing at....Homedale, Idaho.

My commission expires.....March 26, 1988.....

NOTICE OF CORRECTION

Notice is hereby given that notice of Application for a Water Right Permit No. 79-7159 in the name of De Witt, Neal &/or Evelyn was published in error on June 19 and June 26, 1985.

The point of diversion was advertised as being within Lot 4 (SWNW) Sec 27 T 28N R 01E.

WHEREAS, the actual point of diversion is within Lot 4 (SENW) Sec 27 T 28N R 01E.

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Department of Water Resources, Western Region, Statehouse, Boise, ID 83720 on or before August 19, 1985.

A. Kenneth Dunn
Director

Publish July 31, August 7, 1985

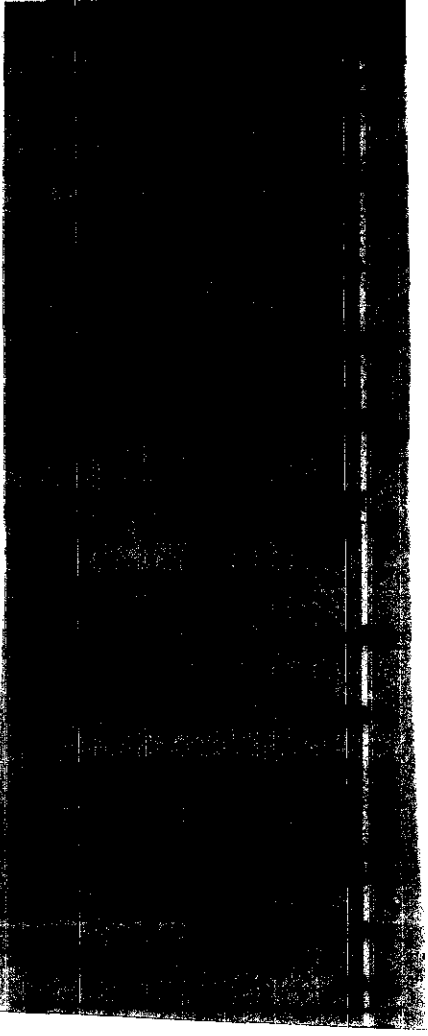
RECEIVED

SEP 6 1985

Department of Water Resources
Western Regional Office

MICROFILMED

AFFIDAVIT OF PUBLICATION

→ 

Charlotte Sotin being first duly sworn, says he is the Bookkeeper of the IDAHO COUNTY FREE PRESS, a weekly newspaper which is published and issued weekly at Grangeville, Idaho County, State of Idaho, and which is of general circulation in said county and state; that the said notice, of which the one hereto attached is a true copy, was published in said paper for two weeks, being published two times, the first publication being on the 19th day of June, 19 85, and the last publication on the 26th day of June, 19 85; and that the said notice was published in the newspaper proper and not a supplement; that said newspaper has been continuously and uninterruptedly published in said county during a period of more than seventy-eight consecutive weeks prior to the first publication of said notice or advertisement.

Charlotte Sotin

Subscribed and sworn to before me this 26th day of June, 19 85.

[Signature], Notary Public
for State of Idaho, residing at Grangeville, Idaho.

RECEIVED
JUL 1 1985

Department of Water Resources
Western Regional Office

MICROFILMED

November 30, 1989

NEAL DE WITT
EVELYN DE WITT
P.O. BOX 217
WHITE BIRD, ID 83554

RE: PERMIT NO. 79-07159

Dear Permit Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit along with a copy of your approved application for amendment.

Should you have any questions regarding these documents, please feel free to contact our office.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED
MAR 16 1990

November 7, 1989

NEAL DE WITT
EVELYN DE WITT
P.O. BOX 217
WHITE BIRD, ID 83554

RE: PERMIT NO. 79-07159

Dear Permit Holder(s):

The above referenced water right is in the process of being licensed. However, before a license can be issued, your permit must be amended to correspond with the findings of the Department's field examiner.

The enclosed application for amendment contains information that will be included on the license when it is issued. Please review carefully and if you concur, sign the amendment and return with the \$20.00 filing fee within 30 days.

Also enclosed is an order advancing the date of priority of this right due to late submittal of the examination fee.

If you do not concur with these findings or if you have any questions, please contact us within the 30-day period.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MicroFILMED

MAR 16 1990

BENEFICIAL USE FIELD REPORT REVIEW

TO: FILE 79-7159

FROM: JIM JOHNSON

RE: PRIORITY ADVANCE REVIEW

DATE: 29-MAR-1989

This review memo is prepared to show the process for determining what elements were involved in advancement of the priority.

	<u>DATE</u>	<u>JULIAN</u>
PERMIT		
Permit priority Date:	JUNE 04 1985	155
EXAM FEE NOTICE		
Exam Fee Notice Date:	APRIL 10 1987	100
Exam Fee/Info Sheet Received Date:	JULY 01 1987	182
Exam Fee or Info Due Date:	JUNE 09 1987	160
Days Late:		22 DAY(S)
NEW PRIORITY DATE		
Original Priority Date:	JUNE 04 1985	155
Total Days Late:		22 DAY(S)
New Priority Date:	JUNE 26 1985	177

MICROFILMED

MAR 16 1990

POINT OF DIVERSION OVERLAP REVIEW

WR-NUMBER	TWP	RNG	SC	TRACT 1\4 1\4 1\4	LT	#SOURCE	#NAME
7907159	28N	01E	27	SE NW	4	BRACKET GULCH	DE WITT, NEAL
7902075						SALMON RIVER	ONTARIO WOOD P
7907160						GROUNDWATER	DE WITT, NEAL

MICROFILMED

MAR 16 1990

m 219-S.A.
6/86

PD - 28N 1E S. 27 - NESW
- SE NW

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

79-7159
Permit No.

Staff Analysis Sheet
for
Beneficial Use Field Report

RECEIVED
FEB - 2 1988
Department of Water Resources

A. Prior to Conducting the Exam, the File Contains:

- ☒ Blank Field Report Form
- ☒ Copy of Permit
- ☒ Copies of any Amendments/Orders with conditions of approval
- ☐ Computer Data Proof Report
- ☒ Copy of U.S.G.S. Quad
- ☒ Check for Government Lots. If so, make a copy of Government Plat

Check of P/D index SL 7/17/87 (Initial and date)

Overlap? ☐ yes ☒ no If yes: ☐ copy of exam(s) attached?
Type of Overlap? ☐ Add acres or uses to existing system
☐ Increase rate of flow or volume
☐ Other: _____

Check of P/U index SL 7/17/87 (Initial and date)

Overlap? ☒ yes ☐ no If yes: ☐ copy of water right(s) attached? N/A
Type of Overlap? ☐ Increase rate of flow or volume
☐ Add P/D's
☐ Increase number of acres within tracts
☒ Other: _____

Aerial Photo

Required? ☐ yes ☒ no If yes: ☐ copy attached?

Scheduling Letter sent? N/A - telephone appt (Initial and date)

☒ Appointment made and telephone conversation memo attached

B. After Conducting the Exam, the File Contains:

- ☒ Fully completed and signed Field Report Form
- ☒ Photographs of Point of Diversion and Place of Use
- ☒ Corrected Computer Data Proof Report with recommended license information, and date and signature of examiner.

C. Review and Processing:

Exam Completed Steve Lester 7/20/87 (Signature of examiner and date)

Exam Reviewed by Senior Water Resource Agent SD 1/15/88 (Initial and date)

Exam Reviewed by Manager of Regional Office AMS 1/21/88 (Initial and date)

Exam Date Entered in Computer ✓ (Initial and date)

Exam sent to State Office SL 2/2/88 (Initial and date)

Copy of Staff Analysis Sheet sent to Manager of Regional Office and Original
Refiled in White File _____ (Initial and date)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

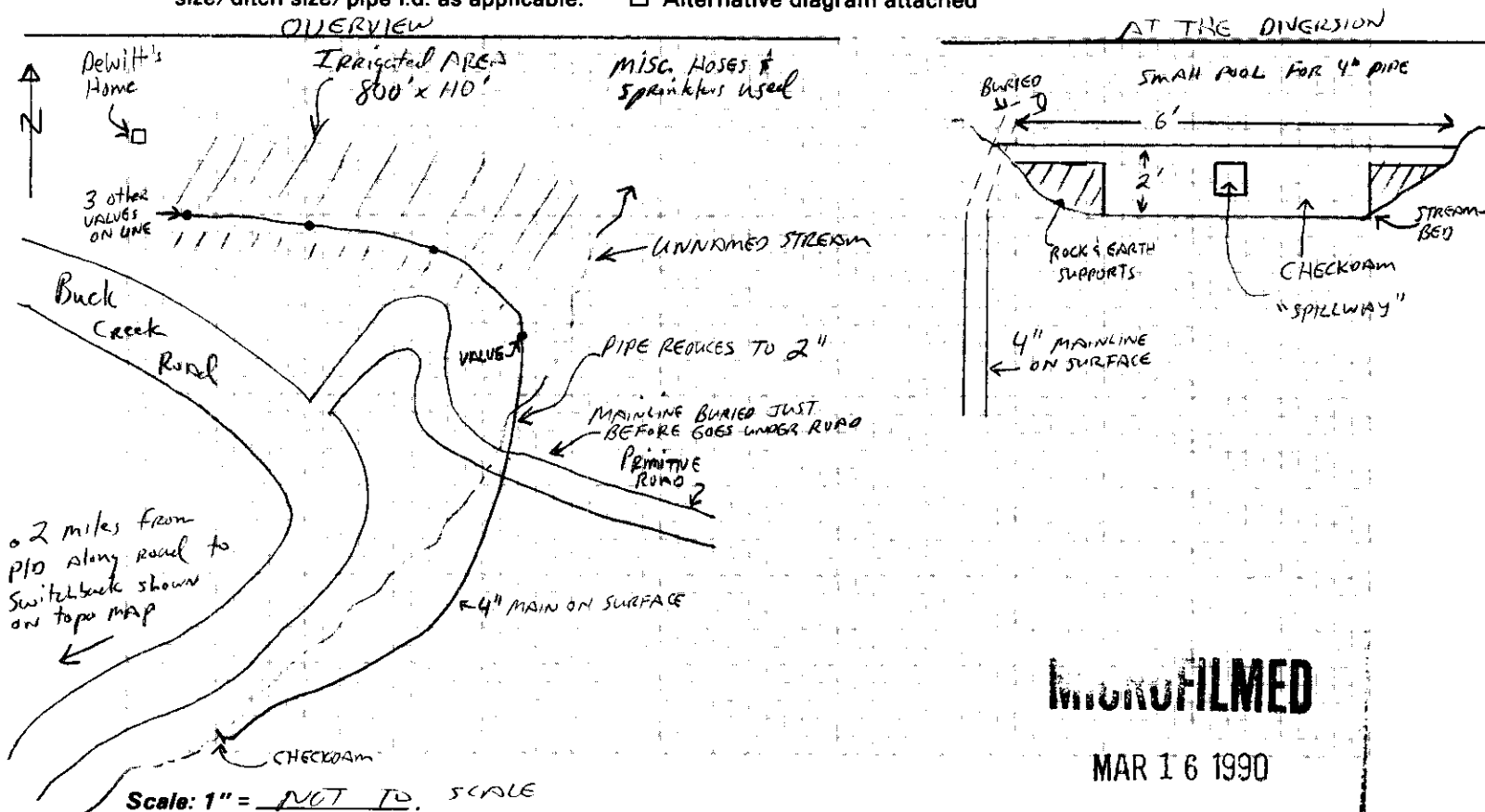
Permit No. 79-7159
1. Owner: Neal and/or Evelyn DeWitt Phone No. 839-2245
Current Address: Box 217 Whitebird, Id. 83554
2. Accompanied by: Evelyn DeWitt EXAM. DATE: 7/20/87
Address: Same Phone No. Same
Relationship to Permit Holder: Co-owner
3. Source: BRACKET GULCH tributary to Salmon River
~~Unnamed Stream~~

B. OVERLAP REVIEW

1. Other water rights with same place of use: 79-7160, 79-2075
☐ Copies Attached N/A
2. Other water rights with same point of diversion: NONE
☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



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2. ☒ Copy of U.S.G.S. Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).
☒ Photo of Diversion and System Attached (required for all but single household domestic groundwater, and stockwater).
☐ Aerial Photo Attached (required for irrigation of 10 acres or more).

System Description (continued)

3. **Narrative:** Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

A 6'x2' checkdam on unnamed stream in Bracket Gulch allows use of 4" line for gravity irrigation of 2 acres. The 4" line runs on surface for 350' and then is buried for approx. 400' before reducing to 2" line with several valves. Misc. hose & sprinkler use occurs at the valves (garden & sock hoses, small sprinklers, etc.). The irrigated area is 800' x 110' and consists of grass, trees, and shrubs. A ~~the~~ measurement was made at valve nearest primitive road on E. end of irrigated land.

☐ See Remarks on page 4 for continuation

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	N/A				

*Code to correspond with No. on map and aerial photo

5. **Point(s) of Diversion:**

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			NE	SW	27	28N	1E	Idaho	USGS 7 1/2' QUAD

6. **Place(s) of Use:**

Indicate Method of Determination SAME AS IN P/D

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
28N	1E	27								lot 4 2									2

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Do not use this space

MAR 16 1990

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
5 gallon bucket						
1/2 stopwatch						

2. Measurements:

5 gallons in 55 sec.

800' x 110' = 88,000 ft²

$\frac{88,000}{43,560} = 2.02 = 2.0$ acres

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method: $\frac{60}{55} \times 5 = 5.45$ gpm $\frac{5.45}{448.8} = .01$ cfs

see remarks

2. Alternate Method for Checking Purposes: N/A

F. PUMP EFFICIENCY DATA (Optional) N/A

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)

Total Head: (1) + (2) = _____ (3) ; Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP: (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Amps x .001732 = _____ (6)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation: see remarks

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = (2)(4.0) = 8.0$

$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = (.06)(213)(1.9835) = 25.3$ 16.9

$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 8.0$

2. Volume Calculations for Other Uses:

N/A

RECORDED

MAR 16 1990

H. REMARKS AND OVERLAP REVIEW ANALYSIS

Measured .01 cfs at valve site on 2" line. Variable flow from this unnamed stream and drought year preclude measurement as a limiting factor. ~~Allow .01 cfs~~; the 4" pipe and reduced 2" line can easily divert this much water.
Allow .04 cfs (2 acres, no fee paid).

Overlap - NO CONFLICT

PLU 79-7160 is groundwater for domestic use at house and yard. The yard is area immediately around DeWitt's home and does not use irrigation water from unnamed stream.

79-2075 is surface water for industrial use at mill site, which is property now owned by DeWitt's (property W. of home, see topo map). Mill has been closed since 1960's & is not longer present. This license appears to be abandoned.

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Irrigation	4/1	10/31	.06 .04	8.0
Totals:			.04	8.0

2. Recommended Amendments

☒ Change P.D. as reflected above

☐ Add P.D. as reflected above

☐ None

☐ Change P.U. as reflected above

☐ Add P.U. as reflected above

☐ Other

J. AUTHENTICATION

Field Examiner's Name

Steve Lester

Signature

Steve Lester

Certification Date

Field Report Preparation Date

7/20/87

CONSULTANT SEAL

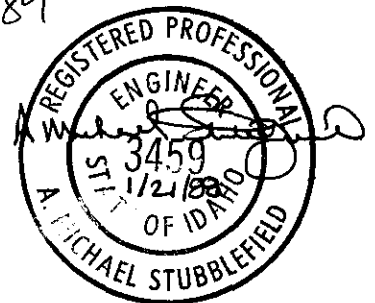
BD
1/15/88

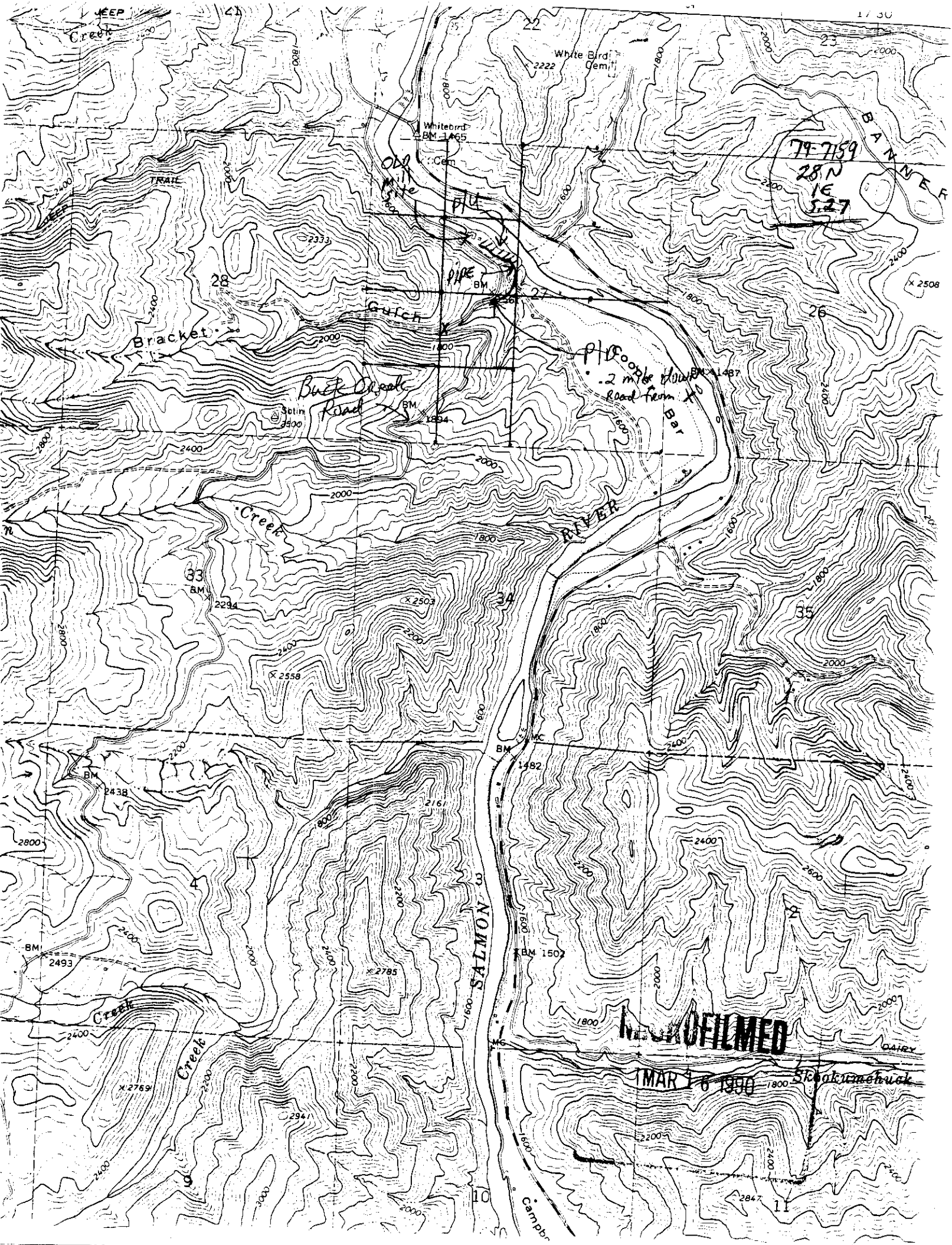
K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

JOM 3/22/89

RECEIVED
FILMED

MAR 16 1990





28 N 1E 5.27

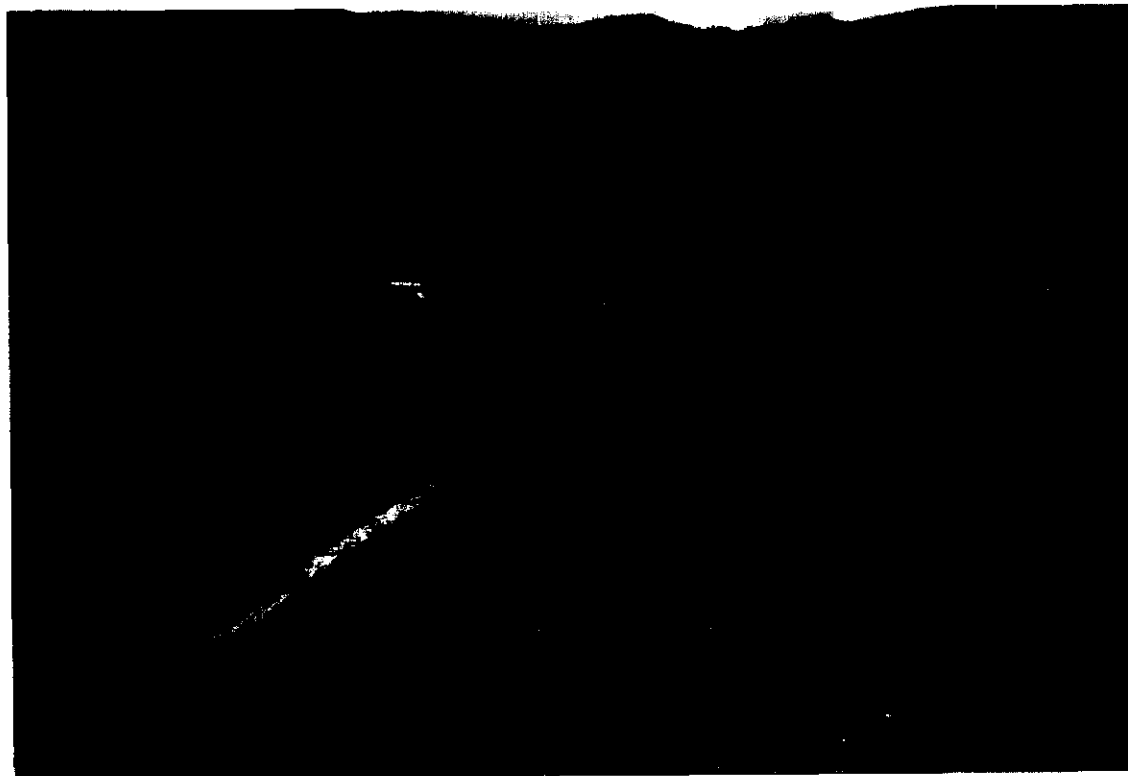
MAR 16 1990

79- 7159



P/D

Unnatural stream
in Bracket gulch,
located just west
of Cooper Bar,
Salmon River area.



FILED

MAR 16 1990

P/U

Looking NW at
approx. 2 acres* of
grass, trees, shrubs
irrigated from
stream.

DeWitt house is
shown in background;
Salmon River is to
right.

*rest of land is
behind viewer

RECEIVED

JUL 1 1987

No. 1 enclosed

Department of Water Resources
Western Regional Office

RECEIVED

DEC 17 1987

STATE OF IDAHO Department of Water Resources

DEPARTMENT OF WATER RESOURCES

EXAMINATION FEE INFORMATION

OK 60

For Office Use Only

Fee Received 0

Date

Receipt #

Receipt by

Sent to S.O. 12/17/87 S.L.

1. Permit No. 79-7159

ONE OF THE FOLLOWING BOXES SHOULD BE MARKED TO DESIGNATE YOUR CHOICE:

☒ I choose to have the department make the field examination of this permit; attached is the examination fee. (If this box is marked, complete items 1 thru 8.)

2. Permit Holder: Neal and Evelyn DeWitt

3. Post Office Address: Box 217, White Bird, Id 83554

Telephone No. 208-839-2245

4. Source of Water: Headgate - pipeline - Brackett Gulch

5. Extent of Use:

Domestic (No. of households) Stockwater (No. and type of stock)

Irrigation 2 (acres) Other/Remark

6. Total rate &/or volume for which proof is submitted cfs 0.02 acre-feet

7. Show the date water was first diverted and beneficially used under this permit:

May 1985

8. Person to contact to accompany the department representative during the field examination:

Neal or Evelyn DeWitt
(Name)

Box 217, White Bird, Id 83554
(Address)

208-839-2245
(Telephone Number)

☐ I choose to have the field examination conducted by a certified water right examiner. Attached is a statement from the certified examiner I have selected verifying that he has been retained to conduct the examination. (If this box is marked, complete items 1 thru 7.)

June 26 - 87
Date

Evelyn DeWitt
Signature of Permit Holder (and title, if appropriate)



Cecil D. Andrus
Governor

State of Idaho
DEPARTMENT OF WATER RESOURCES
Western Region

2735 Airport Way
Boise, Idaho 83705
(208) 334-2190

79-7159
DE WITT, NEAL
DE WITT, EVELYN
P.O. BOX 217
WHITE BIRD, ID 83554

138417

April 10, 1987

CERTIFIED MAIL

EXAMINATION FEE NOTICE

Dear Permit Holder:

Department records show that proof of beneficial use has been submitted for the above-referenced permit, but that a field examination has not yet been conducted to determine the extent of beneficial use of the water for licensing purposes.

House Bill 671 (effective April 4, 1986) enacted by the 1986 Idaho Legislature requires the payment of a fee before this department can conduct the field examination needed to issue a license confirming use of water under the permit. This letter is notification that the license examination fee is due within sixty (60) days of the date of this letter. The examination fee information sheet (enclosed) must be returned with the fee.

As an alternative to submitting the fee, the department will accept a field examination report completed by a certified water right examiner from the private sector. If you choose to have the examination done by a certified water right examiner, you need not submit the license examination fee to the department, but you must within sixty (60) days of the date of this letter return to the department, the examination fee information sheet showing appropriate information together with a statement from the certified examiner to verify that you have retained a certified examiner to conduct the field examination. If you choose this alternative, a completed field examination report must be submitted within one year of the date of this letter. You cannot later change your decision to use this alternative and submit the fee needed for the department to conduct the field examination, but you may change to another certified examiner.

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MAR 16 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region

Statehouse
Boise, Idaho 83720
(208) 334-2190

JANUARY 25, 1986

NEAL DE MITT
P.O. BOX 217
WHITEBIRD

IT 83554

RE: Permit No. 79-7159

Dear Permit Holder:

We acknowledge receipt of your statement submitted as proof of beneficial use for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this department.

A field examiner will contact you to arrange to examine your system.

If you have any questions regarding the field examination, please contact this office by phone at 334-2190 or in person in the third floor State Towers Building, 450 West State Street, Boise.

Sincerely,
s/Judy Pense
Secretary

MICROFILMED

MAR 16 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
PROOF OF BENEFICIAL USE

RECEIVED
OCT 10 1985

Department of Water Resources

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has completed development under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below:

Permit No. 79-7109

Name(s) of Permit Holder: Neal DeWitt - Evelyn DeWitt

Post Office Address: Box 217 White Bird, Id 83554

Telephone No. 208-839-2245

Source of Water: Bracket Gulch - Creek.

Extent of Use:

Domestic _____ (number of households)

Stockwater cows - 2 cows - 2 horses (number and type of stock)

Irrigation 8 (acres)

Other/Remarks _____

Indicate the date water was first diverted and beneficially used under this permit: June - 85

Measuring Device: Required? ☐ Yes ☒ No
Installed? ☐ Yes ☒ No

Flow Measurement Port: Required? ☐ Yes ☐ No
Installed? ☐ Yes ☐ No

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Person to contact to accompany the Department representative during the field examination:

Neal DeWitt
(Name)

Box 217, White Bird, Id 83554 839-2245
(Address) (Telephone Number)

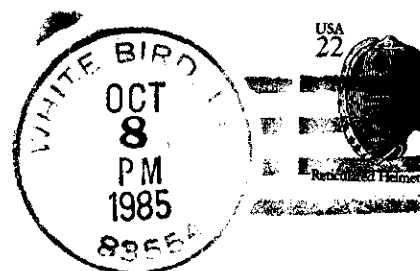
The above information is a true statement of the extent to which the above numbered permit has been developed.

Oct 8 - 85
Date

Evelyn DeWitt
Signature of Permit Holder (and Title, if appropriate)

1-22-86
Jy

Neal DeWitt
Box 217
White Bird, Id, 83554



Idaho Department of Water Resources
Statehouse Mail
Boise, ID 83720

11

September 30, 1985

RE: Permit No. 79-7159

Neal & Evelyn DeWitt
Box 217
Whitebird, ID 83554

Dear Permit Holder:

Enclosed is a copy of your approved Application for Permit. We direct your attention to the conditions of approval on the fourth page.

We have enclosed a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit. Also enclosed for your convenience is the statement of beneficial use that must be submitted when your project is completed.

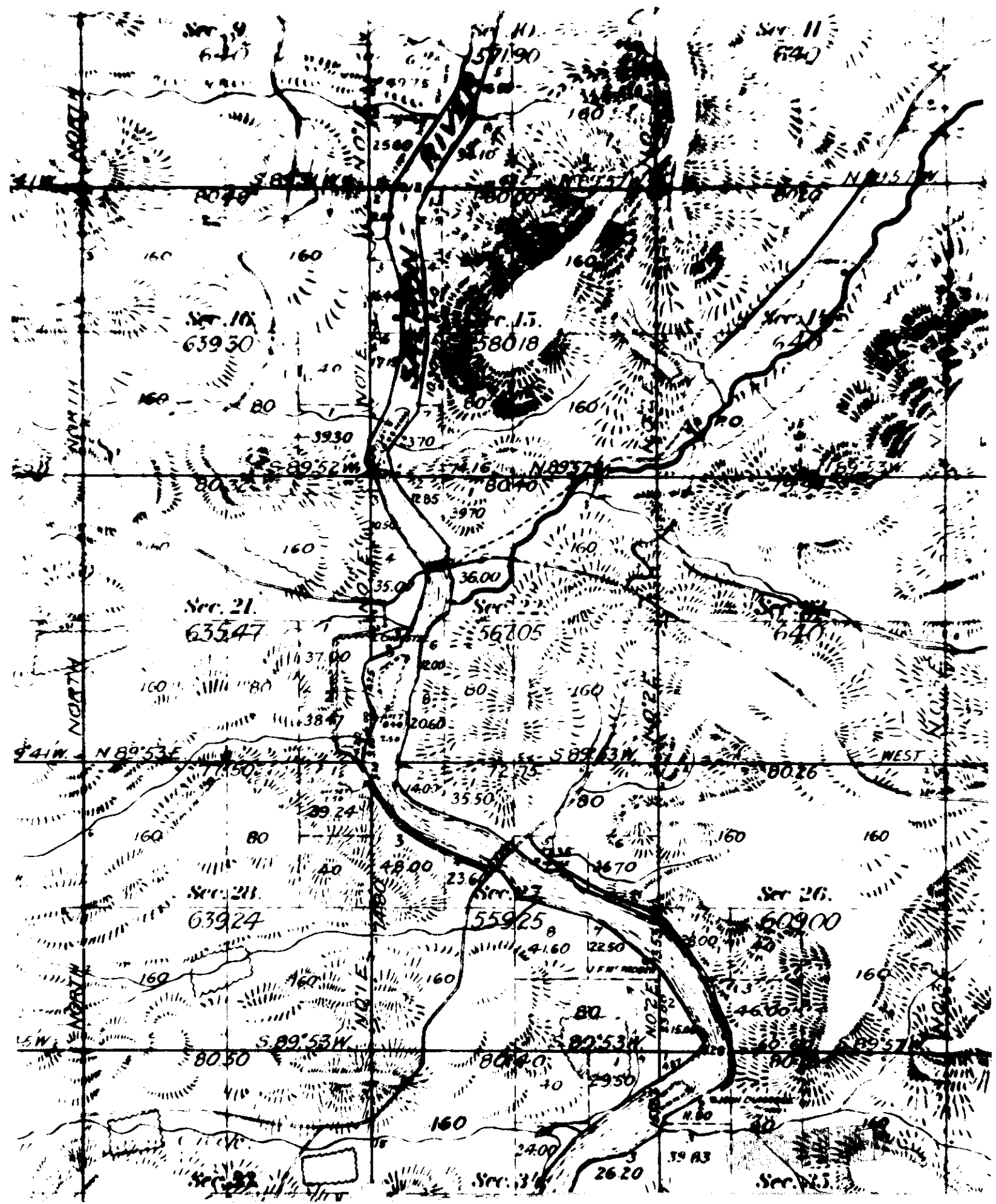
Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc
Enclosures

MICROFILMED

28N-1E



State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: 625 APPLICATION NUMBER: 79-7159

CHECK:

- ☒ Source.
☒ Point of diversion.
☒ County.
☒ Quantity of water and period of use.
☒ Description of diverting works.
☒ Time required for beneficial use of water.
☒ Place of use or acres irrigated.
☒ Map.
☒ Signature.
☒ Fee.

Field check by: _____

Date: _____

Comments: _____

- ☐ Yes ☒ No Field check required.
☐ Yes ☒ No Critical groundwater area.
☐ Yes ☒ No Request dam safety information. Sent by: _____ Date: _____
☒ Yes ☐ No* In form to receipt.

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

- ☐ Idaho State Health Department.
☐ Idaho Fish and Game Department.
☐ Idaho Department of Lands.
☐ U.S. Bureau of Land Management.
☐ U.S. Forest Service.
☐ Other _____

Copies sent by: _____ Date: _____

PROCESSING:

- ☐ Yes ☐ No Platted by: _____ Map No. _____
☐ Yes ☒ No Other rights on same place of use. _____
☒ Yes ☐ No* In form for advertising.
Final date for protests: July 2 1985 Aug 17 1985
☐ Yes ☒ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 7/1/85
☒ Application published correctly. If not, record action taken: re-submitted 7/31/85 8/4/85
☒ Fee amount, receipt date & number, recorded on application. 30/3608.0
☒ Publication dates and paper, recorded on application. 2d Century Free Press 6/11 & 6/26/85
☒ Protests, dates, withdrawal, etc., recorded on application.
☒ Recommendation & initial, recorded on application.
☐ Yes ☒ No Measuring device required.
☐ Yes ☒ No Access port required.
☐ Yes ☒ No Will water be delivered by watermaster? If yes, what district? _____
☒ 6/4/85 Date of priority recommended.
Special conditions of approval or cover letter. _____

By: DPT

Date: 9/10/85

STATE OFFICE REVIEW:

6/6

- ☐ See attached sheet for more information.

By: EW

Date: 9/25/85

SEP 11 1985

Department of Water Resources

POINT OF DIVERSION AND STREAM INDEX INFORMATION

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
-----	-----	-----	-----	-----	-----	-----
IDAHO STREAM CODE INDEX						

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
-----	-----	-----	-----	-----	-----	-----
IDAHO STREAM CODE INDEX						

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
-----	-----	-----	-----	-----	-----	-----
IDAHO STREAM CODE INDEX						

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
-----	-----	-----	-----	-----	-----	-----
IDAHO STREAM CODE INDEX						

TRACT	SEC	TWP	RGE	gov't lot	rediv. (R)	REACH
-----	-----	-----	-----	-----	-----	-----
IDAHO STREAM CODE INDEX						

OK
36

NOTICE OF CORRECTION

Notice is hereby given that notice of Application for a Water Right Permit No. 79-7159 in the name of De Witt, Neal &/or Evelyn was published in error on June 19 and June 26, 1985.

The point of diversion was advertised as being within Lot 4 (SWNW) Sec 27 T 28N R 01E.

WHEREAS, the actual point of diversion is within Lot 4 (SENW) Sec 27 T 28N R 01E.

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Department of Water Resources, Western Region, Statehouse, Boise, ID 83720 on or before August 19, 1985

A. Kenneth Dunn
Director

Published in Owyhee Avalanche
7/31 & 8/7/85

MICROFILMED

July 2, 1985

Idaho County Free Press
P.O. Box 267
Grangeville, ID 83530

Re: Application for Permit - Neal & Evelyn Dewitt

Dear Legal Department:

Enclosed is a copy of the original notice for the above referenced application and the affidavit of publication received by our office. Note that there is a discrepancy in the two notices.

We are requesting that you publish the enclosed correction notice at your expense.

Upon receipt of an affidavit of publication for the correction notice, we will forward the bill for the first publication to our accounting section.

Your cooperation in this matter is greatly appreciated.

Sincerely,

Judy Pense
Secretary

JP

Enc: copy of original notice
copy of affidavit
legal notice (correction)

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region

Statehouse
Boise, Idaho 83720
(208) 334-2190

JUNE 13, 1985

Idaho County Free Press
Box 267
Grangeville, ID 83530

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before JULY 8, 1985.

Yours truly,

JUDY FENSE
Secretary

Encl.

MICROFILMED

NOTICE OF APPLICATION FOR WATER RIGHT

The following application(s) have been filed to appropriate the public waters of the State of Idaho:

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Western Region, Statehouse, Boise, Idaho 83720 on or before JULY 8, 1985.

KEN DUNN, Dir.

Published 06/19 & 06/26/85.

MICROFILMED

29-2159

DE WITT, NEAL &/or EVELYN

P.O. BOX 217, WHITE BIRD, ID 83554

Source: BRACKET GULCH trib. to SALMON RIVER

Date Filed: 06/04/1985

Diversion Pt: LOT 04 (SENW) Sec 27 T 28N R 01E

Use: IRRIGATION (0.16 CFS)

In: SENW Sec 27 T 28N R 01E FOR 8 ACRES

MICROFILMED